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Paper No. 17

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In re Application of
Scott S. Campbell, et al.
Application No. 09/656,409
Filed: September 6, 2000
Attorney Docket No. 19603/1656

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OFFICE OF PETITIONS
ON PETITION

This is a decision on the petition under 37 CFR 1.313(c)(2), filed June 4, 2003¹, to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

*Petitioner is advised that the issue fee paid on April 17, 2003, using a Certificate of Mailing under 37 CFR 1.8 dated April 14, 2003, in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.*²

Telephone inquiries relating to this decision should be directed to the undersigned at (703) 305-9220.

The application is being forwarded to Technology Center AU 3738 for further processing of the request for continued examination under 37 CFR 1.114.

Sherry D. Brinkley
Sherry D. Brinkley
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

¹The original petition cannot be located; however, a copy of the petition, RCE, amendment and IDS, as well as a copy of the post card receipt therefor dated June 4, 2003, together with the application file were received by the deciding official in the Office of Petitions on November 12, 2003.

²The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-85(b), which includes the following language thereon: "Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above." Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form **must** be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Allowance and Fee(s) Due (PTOL-85).